

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant(s):** UEDA et al**Serial No.:** 10/633166**Filing Date** August 1, 2003**Group Art Unit:** 2622**Confirmation No.** 4594**Examiner:** HENN, Timothy**For:** IMAGING APPARATUS AND CONTROL METHOD THEREOF**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

The Restriction Requirement dated December 13, 2006 identifies the following
 patentably distinct of inventions among the pending claims:

<u>Group</u>	<u>Description</u>
I.	Claims 1-12, drawn to an imaging apparatus with two readout modes selected based on the operation of a zoom device, classified in class 348, subclass 240.99.
II.	Claim 13, drawn to an imaging apparatus with two readout modes wherein a charge storage time is adjusted based on a number of signals mixed, classified in class 348, subclass 296.
III.	Claim 14, drawn to an imaging apparatus with two readout modes wherein an amplification fat or is changes based on a number of signals mixed, classified in class 348, subclass 255.

In response to this Restriction Requirement, this paper provisionally elects to
 pursue prosecution of Group I, claims 1-12 on the merits.

Should the Restriction Requirement be made final, the right is expressly reserved
 to present any withdrawn claims in divisional application(s). In the event that a telephone

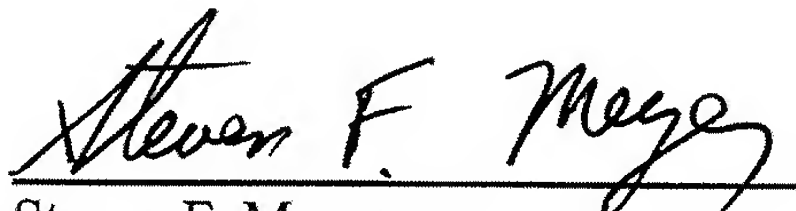
conference would facilitate the examination of this application in any way, the Examiner is invited to contact the undersigned at the number provided.

THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY ADDITIONAL FEES WHICH MAY BE REQUIRED FOR THE TIMELY CONSIDERATION OF THIS AMENDMENT UNDER 37 C.F.R. §§ 1.16 AND 1.17, OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 13-4500, ORDER NO. 1232-5096.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: January 12, 2007

By:


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